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5 Honorable John H. Chun
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10 UNITED STATES DISTRICT COURT
11 WESTERN DISTRICT OF WASHINGTON
12 AT SEATTLE
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15 KURT BENSHOOF, ARW. By and Through
16 His Father, KURT A. BENSHOOF,
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19 Plaintiffs,
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21 v.
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23 MARSHALL FERGUSON, *et al.*,
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25
26 Defendants.
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No. 2:24-cv-00808-JHC

DEFENDANT JESSICA SKELTON'S
REPLY IN SUPPORT OF MOTION
FOR RULE 11 SANCTIONS AND PRE-
FILING RESTRICTIONS

NOTE ON MOTION CALENDAR:
August 9, 2024

15 Defendant Jessica A. Skelton ("Defendant or "Skelton") acknowledges that Plaintiff Kurt
16 Benshoof is currently incarcerated and that a "Next Friend," on behalf of Plaintiff, has asked that
17 this matter be stayed until Plaintiff can resume his adjudication of this matter. Dkt. #34. However,
18 in an abundance of caution, Ms. Skelton submits this timely Reply, asking this Court to impose
19 sanctions on Mr. Benshoof under Federal Rule of Civil Procedure 11 and pursuant to 28 U.S.C. §
20 1927.

21 As discussed in her motion, Ms. Skelton seeks attorney's fees and an order imposing pre-
22 filing restrictions on Mr. Benshoof to curb his repetitious and frivolous litigation against Seattle
23 School District (the "District") and its counsel, including Gregory Narver, Ms. Skelton, and the
24 undersigned counsel. Dkt. #32. In this matter, one of several involving the District and its counsel,
25 Mr. Benshoof has named Ms. Skelton as a Defendant without any valid legal basis and for
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1 improper purposes. Moreover, under Local Civil Rule 7(b)(2), “Except for motions for summary
2 judgment, if a party fails to file papers in opposition to a motion, such failure may be considered
3 by the court as an admission that the motion has merit.” LCR 7(b)(2). Should this Court decline to
4 stay these proceedings, Ms. Skelton asks the Court to consider that Plaintiff has failed to respond
5 to this motion and therefore that such failure is an admission of merit. As a result, sanctions should
6 be imposed.
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8 I certify that this memorandum contains 236 words, in compliance with the Local Civil
9 Rules.

10 DATED this 9th day of August, 2024.

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12 PACIFICA LAW GROUP LLP

13 By: /s/ Sarah S. Mack
14 Sarah S. Mack, WSBA #33853
15 Attorney for Defendant Jessica A. Skelton
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